

REMARKS

Claims 1– 18 are pending in the application.

Claim 7 has been rejected based on Double Patenting under 35 USC 101 and claims 1- 6, 8-18 have been rejected based on Obvious Type Double Patenting.

The drawings have been objected to as having non-uniform characteristics.

The Abstract of the Specification has been objected to because it has more than 150 words.

Drawings

New formal drawings are attached hereto. These new formal drawings are uniform and should be acceptable.

Specification - Abstract

The Abstract has been amended to contain less than 150 words. No new matter has been added by this amendment.

Claim 2 Amendment

Applicants have noted an error in the format of dependent claim 2. Dependent claim 2 has been amended to correct its format as a claim dependent from independent claim 1. No new matter has been added by this amendment.

Double Patenting

Claim 7 has been rejected under 35 USC 101 as claiming the same invention as claim 9 of copending application No. 10/393,483.

Claim 7 has been canceled without prejudice and consequently, this Double Patenting rejection is mooted.

Obvious Type Double patenting

Claims 1- 6, 8-18 have been rejected based on a Provisional Obviousness-Type Double Patenting.

A Terminal Disclaimer, Form PTO/SB/25, to obviate the provisional Double Patenting rejection over copending application No. 10/393,483 is attached hereto. Applicants' attorney certifies and Examiner should note that both the instant application and copending application No. 10/393,483 are commonly assigned to and owned by Lucent Technologies, Inc. The required Terminal Disclaimer Fee under 37 CFR 1.20(d) is provided using Form -2038 attached.

In view of the Terminal Disclaimer, the Provisional Obviousness-Type Double Patenting of claims 1 – 6, 8 – 18 should now be removed and these claims should now be allowable.

If there is any remaining issue, applicant's attorney would welcome a call from the Examiner to resolve such issue.

Respectfully,

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Att: Formal Drawings; PTO/SB/25; PTO-2038